

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL)	MDL No. 1456
INDUSTRY AVERAGE WHOLESALE)	Master Docket 01-cv-12257
PRICE LITIGATION)	
)	
)	Subcategory 06-11337
THIS DOCUMENT RELATES TO:)	Civil Action No. 08-cv-10852
)	
<i>United States of America Ex Rel.</i>)	
<i>Ven-A-Care of the Florida Keys, Inc.</i>)	
<i>a Florida Corporation, by and through</i>)	
<i>its principal officers and directors,</i>)	
<i>ZACHARY T. BENTLEY and T. MARK</i>)	
<i>JONES, vs. Actavis Mid Atlantic LLC,</i>)	
<i>et al.</i>)	
)	
<i>United States of America Ex Rel.</i>)	Civil Action No. 10-cv-11186
<i>Ven-A-Care of the Florida Keys</i>)	
<i>vs. Baxter Healthcare Corporation and</i>)	Judge Patti B. Saris
<i>Baxter International Inc.</i>)	

STATUS REPORT OCTOBER 1, 2010

Pursuant to the Court's July 17, 2004 Procedural Order, the undersigned counsel for the Plaintiffs hereby submits the following status report to the court listing the status of all motions to date.

Respectfully submitted,

GOODE CASSEB JONES
RIKLIN CHOATE & WATSON, P.C.
P.O. Box 120480
San Antonio, Texas 78212
(210) 733-6030
(210) 733-0330 - Fax

By: /s/ Rand J. Riklin
Rand J. Riklin (TX Bar No. 16924275)
John E. Clark (TX Bar No. 04287000)

Susan Schneider Thomas
PA Bar No. 32799
BERGER & MONTAGUE, P.C.
1622 Locust Street
Philadelphia, PA 19103
(215) 875-3000
(215) 875-4604 - Fax

Jonathan Shapiro
STERN, SHAPIRO, WEISSBERG & GARIN
90 Canal Street, Ste. 500
Boston, MA 02114-2022
(617) 742-5800
(617) 742-5858 - Fax

**ATTORNEYS FOR VEN-A-CARE OF THE
FLORIDA KEYS, INC.**

MDL 1456 Status Report
USA *ex rel.* Ven-A-Care v. Actavis, et al.
Case No. 08-cv-10852

Pending Motions

None.

Case Management Order No. 32 was signed on February 25, 2010 [DKT #6926]. The parties have exchanged their Rule 26 disclosures and have commenced discovery pursuant to the Case Management Order.

MDL 1456 Status Report
USA *ex rel.* Ven-A-Care v. Baxter, et al.
Case No. 10-cv-11186

On July 15, 2010, this case was transferred to MDL No. 1456 and thereafter consolidated with the Master File No. 01-12257.

Pending Motions

On July 29, 2010, the parties filed their Motion for Joint Scheduling Order [DKT #7200] requesting stay of the proceedings to conduct an early information mediation.

CERTIFICATE OF SERVICE

I hereby certify that I, Rand J. Riklin, caused a true and correct copy of the foregoing Status Report to be served on all counsel of record electronically on September 30, 2010, pursuant to Paragraph 11 of Case Management Order No. 2, by sending a copy to LEXIS File & Serve electronic filing service.

Respectfully submitted,

By: /s/ Rand J. Riklin

Rand J. Riklin

John E. Clark

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